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EXHIBIT

Blumberg No. 5

PTO/SB/01 (10-00)

Approved for use through 10/31/2002. OMB 0651-0032

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**DECLARATION FOR UTILITY OR
DESIGN
PATENT APPLICATION**
(37 CFR 1.63)

Declaration Submitted with Initial Filing

OR

Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

Attorney Docket Number 35739.CIP

First Named Inventor Christopher B. Zacco

COMPLETE IF KNOWN

Application Number

Filing Date

Group Art Unit

Examiner Name

As a below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Mouthpiece for Reducing Snoring

the specification of which

is attached hereto
OR

was filed on (MM/DD/YYYY) [redacted]

as United States Application Number or PCT International

Application Number [redacted] and was amended on (MM/DD/YYYY) [redacted] (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365 (b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, and foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES	Certified Copy Attached? NO
			<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.
[redacted]	[redacted]	<input type="checkbox"/>

[Page 1 of 2] 3

Burden Hour Statement: This form is estimated to take 21 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patent, Washington, DC 20231.

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DECLARATION – Utility or Design Patent Application

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Name Henry Estevez

Address ALLEN, DYER, DOPPELT, MILBRATH & GILCHRIST, P.A.

Address 255 So. Orange Ave., Suite 1401

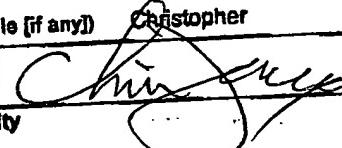
City ORLANDO	State FLORIDA	Zip 32802-3791
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Country US	Telephone (407) 841-2330	Fax (407) 841-2343
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such statements may jeopardize the Validity of the application or any patent issued thereon.

A petition has been filed for this unsigned inventor

Given Name (first and middle [if any]) Christopher	Family Name Or Surname Zacco
--	------------------------------

Inventor's Signature 	Date 8-28-03
---	--------------

Residence: City Ocala	State FL	Country USA	Citizenship U.S.
-----------------------	----------	-------------	------------------

Mailing Address 1217 SE 7th Street

Mailing Address

City Ocala	State FL	Zip 34471	Country USA
------------	----------	-----------	-------------

A petition has been filed for this unsigned inventor

Given Name (first and middle [if any])	Family Name Or Surname
--	------------------------

Inventor's Signature 	Date
--	------

Residence: City	State	Country	Citizenship
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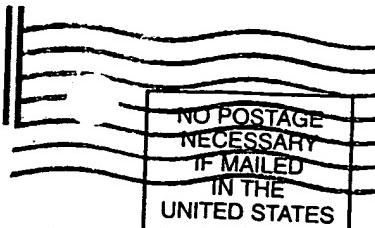
Mailing Address P.O. Box 22023

Mailing Address

City	State	Zip	Country
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Additional inventors are being named on the _____ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.

[Page 2 of 2]



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09/08/03



SERIAL/PATENT NO. To be assigned FILED/ISSUED _____

APPLICANT CHRIQUE G. ESTEVEZ _____

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\$ check
 Authorization - Deposit Account No. 01-0484
 Utility application Provisional application
13 pages, 3 claims, 8 drawing sheets
 CPA transmittal Continuation transmittal
 RCE transmittal Divisional transmittal
 Certificate of Express Mail Label No.:
EV322685257US
 Declaration and Power of Attorney
 Assignment w/Cover Sheet
 Change of Correspondence Address
 Response to Notice to File Missing Parts + copy
 Citation Under 37 CFR § 1.97 (IDS)
 Form PTO-1449 + copies of cited references
 Response to Restriction Requirement
 Response to Election Requirement
 Amendment Transmittal Form
 Amendment (Official Action of _____)
 Request for Extension of Time (_____ mos.)
 Notice of Appeal

9/8/2003 35739.CIP
DATE FILE NO.

EV322685257US
 Transmittal of Formal Drawings (____ sheets)
 Letter to Official Draftsman
 Part B-Issue Fee Transmittal
 Publication Fee Transmittal
 PCT Request (____ pp.) + Application (____ pp.)
 National Phase Transmittal Letter
 Response to PCT Invitation to Correct Defects
 Ch. II Demand Power of Attorney
 Revocation of Prior Powers of Attorney and POA
 Petition for _____ + \$130 Fee
 Terminal Disclaimer
 Request for Correction to Filing Receipt
 Request for Correction to Assignment and/or cover
 Transmittal of Certified Copy of Priority Document
 Preliminary Amendment
 Submission of Proposed Drawing Modification
 Request Certificate of Correction + PTO 1050
 Substitute specification (w/marked up version)
 Other _____

ENRIQUE G. ESTEVEZ
ATTORNEY

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DECLARATION

REGISTERED PRACTITIONER INFORMATION (Supplemental Sheet)

Name	Registration Number	Name	Registration Number
Herbert L. Allen	25,322		
Christopher F. Regan	34,906		
David L. Sigalow	36,006		
Jacqueline E. Hartt	37,845		
Michael W. Taylor	43,184		
John F. Woodson	45,236		
Charles E. Wands	25,649		
Enrique G. Estevez	37,823		
Richard K. Warther	32,180		
Paul J. Ditmyer	40,455		
Mark R. Malek	46,894		
Carl M. Napolitano	37,405		

(Page 3 of 3)

UTILITY PATENT APPLICATION TRANSMITTAL

(New Nonprovisional Applications Under 37 CFR § 1.53(b))

Attorney Docket No.

35739.CIP

O I P E
DEC 1 9 2003
PATENT & TRADEMARK OFFICE

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Transmitted herewith is the patent application of Christopher Zacco entitled Mouthpiece for Reducing Snoring, for a(n): Original Patent Application. Continuing Application (prior application not abandoned): Continuation Divisional Continuation-in-part (CIP)

of prior Application Nos. 10/289,588 filed on November 7, 2002, 60/439,327 filed on January 10, 2003, and 60/463417 filed on April 16, 2003.

 A statement claiming priority under 35 USC § 120 has been added to the specification.

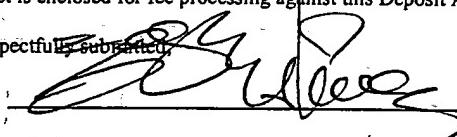
Enclosed are:

 Specification; 15 Total Pages. Drawing(s); 8 Total Sheets. Oath or Declaration: A Newly Executed Combined Declaration and Power of Attorney: Signed. Unsigned. Partially Signed. A Copy from a Prior Application for Continuation/Divisional (37 CFR § 1.63(d)). Incorporation by Reference. The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated herein by reference. Signed Statement Deleting Inventor(s) Named in the Prior Application. (37 CFR § 163(d)(2)). Power of Attorney. Return Receipt Postcard. Associate Power of Attorney. A Check in the amount of \$_____ for the Filing Fee. Preliminary Amendment. Information Disclosure Statement and Form PTO-1449. A Certified Copy of Priority Documents (if foreign priority is claimed). Applicant claims small entity status. Other: _____

CLAIMS AS FILED				
FOR	NO. FILED	NO. EXTRA	RATE	FEE
Total Claims	18	0	\$9.00	\$0.00
Independent Claims	3	0	\$42.00	\$0.00
Multiple Dependent Claim Fee (if applicable)				\$0.00
Assignment Recording Fee (if applicable)				\$0.00
Basic Filing Fee				\$375.00
			Total Filing Fee	\$375.00

Please charge \$375.00 to Deposit Account No. 01-0484 pursuant to 37 CFR § 1.25. At any time during the pendency of this application, the Commissioner is hereby authorized to charge any fees required or credit any overpayment to this Deposit Account. A duplicate copy of this sheet is enclosed for fee processing against this Deposit Account.

Respectfully submitted,

By: 

Enrique G. Estevez, Reg. No. 37,823

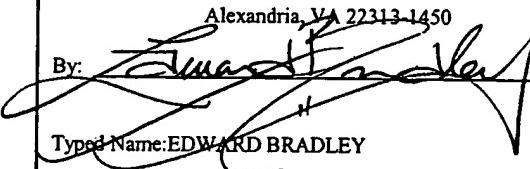
Date: September 8, 2003

Correspondence Address:

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 Orlando, FL 32802-3791
 Phone: 407-841-2330
 Fax: 407-841-2343

I hereby certify that this is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated below and is addressed to:

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